



General Assembly

Substitute Bill No. 1030

January Session, 2015



**AN ACT IMPLEMENTING RECOMMENDATIONS OF THE TASK
FORCE TO STUDY METHODS FOR IMPROVING THE COLLECTION
OF PAST DUE CHILD SUPPORT.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 46b-225 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2015*):

3 Any judicial marshal may serve a capias mittimus or a copy thereof
4 made by any photographic, micrographic, electronic imaging or other
5 process, which clearly and accurately copies such original document,
6 on any person who is in the custody of the marshal or is in a
7 courthouse where the marshal provides courthouse security if such
8 capias mittimus was issued in a child support matter by (1) a court or a
9 family support magistrate pursuant to subdivision (8) of subsection (a)
10 of section 17b-745 or subparagraph (C) of subdivision (8) of subsection
11 (a) of section 46b-215; or (2) a family support magistrate pursuant to
12 subdivision (1) of subsection (m) of section 46b-231.

13 Sec. 2. Subsection (e) of section 6-38b of the general statutes is
14 repealed and the following is substituted in lieu thereof (*Effective from*
15 *passage*):

16 (e) The commission, in consultation with the State Marshals
17 Advisory Board, shall (1) adopt regulations in accordance with the

18 provisions of chapter 54 to establish professional standards, including
19 training requirements and minimum fees for execution and service of
20 process, and (2) implement policies and procedures to increase state
21 marshal participation in the serving of capias mittimus orders. Such
22 policies and procedures may require that at all times a certain minimal
23 percentage of the overall number of state marshals shall be actively
24 engaged in the service of capias mittimus orders.

25 Sec. 3. Subsection (a) of section 3-119 of the general statutes is
26 repealed and the following is substituted in lieu thereof (*Effective July*
27 *1, 2015*):

28 (a) The Comptroller shall pay all salaries and wages not less than
29 ten calendar days or more than fifteen calendar days after the close of
30 the payroll period in which the services were rendered, except as
31 provided in subsections (b) and (c) of this section, but shall draw no
32 order in payment for any service of which the payroll officer of the
33 state has official knowledge without the signed statement of the latter
34 that all employees listed on the payroll of each agency have been duly
35 appointed to authorized positions and have rendered the services for
36 which payment is to be made. The Comptroller is authorized to
37 develop, install and operate a comprehensive fully documented
38 electronic system for effective personnel data, for payment of
39 compensation to all state employees and officers and for maintenance
40 of a chronological and permanent record of compensation paid to each
41 employee and officer for the state employees retirement system and
42 other purposes. Such electronic system shall also facilitate the
43 electronic processing of an income withholding order entered by a
44 state or federal court, including any such order transmitted to the
45 Comptroller by means of the electronic income withholding order
46 process implemented by the federal Office of Child Support
47 Enforcement. The Comptroller is authorized to establish an accounting
48 procedure to implement this section.

49 Sec. 4. Subsection (h) of section 31-227 of the general statutes is
50 repealed and the following is substituted in lieu thereof (*Effective July*

51 1, 2015):

52 (h) (1) An individual filing an initial claim for unemployment
53 compensation shall, at the time of filing such claim, disclose whether
54 or not the individual owes child support obligations as defined under
55 subdivision (6) of this subsection. If any such individual discloses that
56 he or she owes child support obligations and has been determined to
57 be eligible for unemployment compensation, the administrator shall
58 notify the state or local child support enforcement agency enforcing
59 such obligation that the individual is eligible for unemployment
60 compensation.

61 (2) The administrator shall deduct and withhold from any
62 unemployment compensation payable to an individual who owes
63 child support obligations (A) the amount specified by the individual to
64 the administrator to be deducted and withheld under this subsection,
65 if neither subparagraph (B) nor (C) is applicable, or (B) the amount
66 determined pursuant to an agreement submitted to the administrator
67 under Section 654(20)(B)(i) of the Social Security Act by the state or
68 local child support enforcement agency, unless subparagraph (C) is
69 applicable, or (C) any amount otherwise required to be so deducted
70 and withheld from such unemployment compensation pursuant to
71 legal process, as defined in Section 662(e) of the Social Security Act,
72 properly served upon the administrator. For purposes of this
73 subdivision, legal process shall be deemed properly served upon the
74 administrator if such legal process is transmitted to the administrator
75 by means of the electronic income withholding order process
76 implemented by the federal Office of Child Support Enforcement.

77 (3) Any amount deducted and withheld under subdivision (2) of
78 this subsection shall be paid by the administrator to the appropriate
79 state or local child support enforcement agency.

80 (4) Any amount deducted and withheld under subdivision (2) of
81 this subsection shall for all purposes be treated as if it were paid to the
82 individual as unemployment compensation and paid by such

83 individual to the state or local child support enforcement agency in
84 satisfaction of the individual's child support obligations.

85 (5) This subsection shall be applicable only if appropriate
86 arrangements have been made for reimbursement by the state or local
87 child support enforcement agency for the administrative costs incurred
88 by the administrator under this subsection which are attributable to
89 child support obligations being enforced by such state or local child
90 support enforcement agency.

91 (6) For purposes of this subsection, the term "unemployment
92 compensation" means any compensation payable under this chapter,
93 including amounts payable by the administrator pursuant to an
94 agreement under any federal law providing for compensation,
95 assistance, or allowances with respect to unemployment; "child
96 support obligations" includes only obligations which are being
97 enforced pursuant to a plan described in Section 654 of the Social
98 Security Act which has been approved by the Secretary of Health and
99 Human Services under Part D of Title IV of the Social Security Act; and
100 "state or local child support enforcement agency" means any agency of
101 this state or a political subdivision thereof operating pursuant to a plan
102 described in Section 654 of the Social Security Act which has been
103 approved by the Secretary of Health and Human Services under Part D
104 of Title IV of the Social Security Act.

105 Sec. 5. (NEW) (*Effective October 1, 2015*) Notwithstanding the
106 provisions of chapter 319s, 815y, 816 or 906 of the general statutes,
107 absent a court order, no employee of the Department of Social Services
108 or Support Enforcement Services may contact the employer of an
109 individual, who has been named as the putative father of the child in
110 connection with a IV-D support case, as defined in section 46b-231 of
111 the general statutes, unless such individual has been adjudicated the
112 father of the child in accordance with the laws of this state or any other
113 state.

114 Sec. 6. (*Effective from passage*) (a) There is established a task force to

115 study technological and other initiatives that could be implemented by
116 the state to maximize the collection of child support due and owing to
117 state residents. Such study shall specifically identify technological
118 enhancements that are needed to ensure compliance with court orders
119 relating to the payment of child support.

120 (b) The task force shall consist of the following members:

121 (1) Two appointed by the speaker of the House of Representatives;

122 (2) Two appointed by the president pro tempore of the Senate;

123 (3) One appointed by the majority leader of the House of
124 Representatives;

125 (4) One appointed by the majority leader of the Senate;

126 (5) One appointed by the minority leader of the House of
127 Representatives;

128 (6) One appointed by the minority leader of the Senate;

129 (7) The Commissioner of Social Services, or the commissioner's
130 designee; and

131 (8) The Chief Court Administrator, or the Chief Court
132 Administrator's designee.

133 (c) Any member of the task force appointed under subdivision (1),
134 (2), (3), (4), (5) or (6) of subsection (b) of this section may be a member
135 of the General Assembly.

136 (d) All appointments to the task force shall be made not later than
137 ninety days after the effective date of this section. Any vacancy shall be
138 filled by the appointing authority.

139 (e) The speaker of the House of Representatives and the president
140 pro tempore of the Senate shall select the chairpersons of the task force

141 from among the members of the task force. Such chairpersons shall
 142 schedule the first meeting of the task force, which shall be held not
 143 later than sixty days after the effective date of this section.

144 (f) The administrative staff of the joint standing committee of the
 145 General Assembly having cognizance of matters relating to the
 146 judiciary shall serve as administrative staff of the task force.

147 (g) Not later than January 1, 2017, the task force shall submit a
 148 report on its findings and recommendations to the joint standing
 149 committee of the General Assembly having cognizance of matters
 150 relating to the judiciary, in accordance with the provisions of section
 151 11-4a of the general statutes. The task force shall terminate on the date
 152 that it submits such report or January 1, 2017, whichever is later.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2015</i>	46b-225
Sec. 2	<i>from passage</i>	6-38b(e)
Sec. 3	<i>July 1, 2015</i>	3-119(a)
Sec. 4	<i>July 1, 2015</i>	31-227(h)
Sec. 5	<i>October 1, 2015</i>	New section
Sec. 6	<i>from passage</i>	New section

APP *Joint Favorable Subst.*